

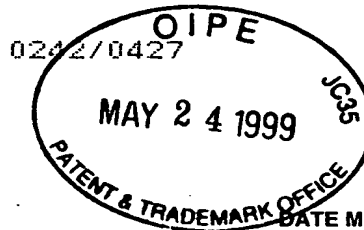


UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/282,157	03/31/99	KINNEY, JR.	S 046700-5005

009629
MORGAN, LEWIS & BOCKIUS
1800 M STREET NW
WASHINGTON DC 20036-5869



NOT ASSIGNED

2761

DATE MAILED:

04/27/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☐ non-small entity is \$ 2426.00.

☒ 1. The statutory basic filing fee is:

- ☒ missing.
☐ insufficient.

Applicant must submit \$ 760.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 990.00 for 55 total claims over 20.

\$ 546.00 for 7 independent claims over 3.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER: _____

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Donathy Bell
Customer Service Center
Initial Patent Examination Division (703) 308-1202

05/25/1999 VUWV11
01 FC:201
02 FC:202
03 FC:203
00000049 09282157
340.00
276.00
485.00

Sector 2 #1

PATENT
ATTORNEY DOCKET NO.: 046700-5005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#3

In re Application of:

Sam KINNEY *et al.*

Application No.: 09/282,153

Filed: March 31, 1999

For: METHOD AND SYSTEM FOR
CONDUCTING ELECTRONIC
AUCTIONS WITH MULTI-PARAMETER
PRICE EQUALIZATION BIDDING



Group Art Unit: 2761

Examiner: Unassigned

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

1. This replies to the Notice to File Missing parts of Application (PTO-1533) mailed April 27, 1999.

A copy of the Notice To File Missing Parts Of Application-Filing Date Granted (Form PTO-1533) is enclosed.

2. Declaration Or Oath

☒ [x] No declaration or oath was filed. Enclosed is the original Declaration for Patent Application.

☐ [] The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

☐ [] The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

- ☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

Also enclosed is the Verification of Translation Document

4. Small Entity Statement(s)

- ☒ Verified Statement(s) that this is a filing by a small entity
☒ is attached.

☐ was filed on _____.

5. Fee Calculation

Basic Fee: Patent Application-\$760.00 Design Application-\$310.00				\$ 760.00
	Number Filed	Number Extra	at a Rate of	
Total Claims	75 - 20 =	55	\$18.00 each =	+ 990.00
Independent Claims	10 - 3 =	7	\$78.00 each =	+ 546.00
Multiple dependent claim(s), if any			\$260.00	+
Missing Parts Surcharge Fee			\$130.00	+ 130.00
SUB-TOTAL =				2426.00
Reduction by 1/2 for filing by a small entity				- \$ 1213.00
SUB-TOTAL =				1213.00
Fee For Application Filed With A Non-English Specification (37 CFR 1.17(k) and 1.52(d))			\$130.00	+
Fee For Processing and retention of application (37 CFR 1.21(l) and 1.53(d))			\$130.00	+
TOTAL FILING FEE =				\$ 1213.00

6. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d), for the total number of months checked below:

<u>Total months requested</u>	<u>Fee for extension</u>	<u>[fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 380.00	\$190.00
<input type="checkbox"/> three months	\$ 870.00	\$435.00
<input type="checkbox"/> four months	\$1,360.00	\$680.00

Extension of time fee due with this request: \$ _____

If an additional extension of time is required, please consider this a Petition therefor.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

7. Fee Payment

The total fee due is:	Completion Fees	<u>\$1213.00</u>
	Extension Fees	<u>\$</u>
	Recordation Fees	<u>\$ 40.00</u>
	Total Fee Due	<u>\$1253.00</u>

- ☒ Enclosed is a check in the amount of \$1253.00 representing the total fee due.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

8. Additional papers enclosed.

- ☐ Preliminary Amendment
- ☐ Information Disclosure Statement
- ☐ Form PTO-1449
- ☐ Citations
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.
- ☒ Power of Attorney by Assignee including Certificate Under 37 CFR § 3.73(b).
- ☒ Request for Corrected Filing Receipt.
- ☒ Recordation Form Cover Sheet with Assignment.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Duane S. Kobayashi
Reg. No. 41,122

Date: May 24, 1999

CUSTOMER NO. 009629

MORGAN, LEWIS & BOCKIUS LLP

1800 M Street, N.W.

Washington, D.C. 20036

(202) 467-7000

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Sam KINNEY *et al.*

Application No.: 09/282,157

Filed: March 31, 1999

For: METHOD AND SYSTEM FOR
CONDUCTING ELECTRONIC
AUCTIONS WITH MULTI-PARAMETER)
PRICE EQUALIZATION BIDDING)



Group Art Unit: 2761

Examiner: Unassigned

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

REQUEST FOR CORRECTED FILING RECEIPT

Attached is a marked-up copy of the Official Filing Receipt received from the PTO in the above application for which issuance of a newly corrected filing receipt is respectfully requested.

There are errors and/or omissions with respect to the following data which is:

- [] incorrectly entered
[X] omitted.

Omission In

- [X] Applicants' name and address

Correct Data

--Sam E. Kinney, Jr., Sewickley, PA;
Vincent F. Rago, Pittsburgh, PA; Glen T.
Meakem, Sewickley, PA; Robert G.
Stevens, Pittsburgh, PA; David J. Becker,
Sewickley, PA; Anthony F. Bernard,
Wexford, PA; William D. Rupp,
Pittsburgh, PA; Daniel C. Heckmann,
Pittsburgh, PA; Julia L. Ricker, Wexford,
PA; Shane M. Tulloch, Pittsburgh, PA;
Jennifer L. Riddle, Pittsburgh, PA; Nikki
A. Sikes, Pittsburgh, PA; John P. Levis
III, Pittsburgh, PA--

Error In

- ☐ Applicants' name
- ☐ Applicants' address
- ☐ Title
- ☐ Filing Date
- ☐ Serial Number
- ☐ Other

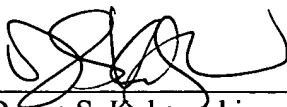
Correct Data



- ☒ The correction(s) is/are not due to any error by the applicant and no fee is due.
- ☐ At least one of the above corrections is due to the applicant's error and the fee therefor under 37 CFR 1.19(h) of \$25.00 is paid as follows:
- ☐ Enclosed is a check in the amount of \$25.00.
 - ☐ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account 50-0310.
- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Duane S. Kobayashi
Reg. No. 41,122

Dated: May 24, 1999

MORGAN, LEWIS & BOCKIUS LLP
1800 M Street, N.W.
Washington, D.C. 20036
(202)467-7000

FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

#3

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/282,157	03/31/99	2761	\$0.00	046700-5005	7	75	10

009629
MORGAN, LEWIS & BOCKIUS
1800 M STREET NW
WASHINGTON DC 20036-5869



Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

~~SAM E. KINNEY, JR.~~

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 04/22/99
TITLE
METHOD AND SYSTEM FOR CONDUCTING ELECTRONIC AUCTIONS WITH
MULTI-PARAMETER PRICE EQUALIZATION BIDDING

PRELIMINARY CLASS: 705

Sam E. Kinney, Jr., Sewickley, PA;
Vincent F. Rago, Pittsburgh, PA; Glen T.
Meakem, Sewickley, PA; Robert B.
Stevens, Pittsburgh, PA; David J. Becker,
Sewickley, PA; Anthony F. Bernard,
Wexford, PA; William D. Rupp, Pittsburgh,
PA; Daniel C. Heckmann, Pittsburgh, PA;
Julia Ricker, Wexford, PA; Shane M.
Tulloch, Pittsburgh, PA; Jennifer L. Riddle,
Pittsburgh, PA; NIKKI A. Sikes, Pittsburgh,
PA; John P. Lewis III, Pittsburgh, PA

DATA ENTRY BY: BELL, DOROTHY

TEAM: 04 DATE: 04/22/99

1 0000

(see reverse)